

terms of the district courts of the Thirty-seventh and Forty-fifth districts of Texas," was recommended to Committee on Judicial Districts.

On motion of Senator Grinnan, Senate bill No. 91, being a bill to be entitled "An Act for the appointment of a receiver to take charge, control and management of all the property and assets of any railroad company when the enforcement of any of the freight or tariff rates fixed by the Railroad Commission is or has been enjoined by suit in any court, State or Federal," beg leave to recommend that the bill do pass, was made special order for Tuesday next after call.

RESOLUTION.

By Senator Linn:

Be it resolved, That the Senate do, when it adjourns Tuesday, February 14, adjourn to Friday morning, February 17, so that the members of this body may avail themselves of the invitation extended by the citizens of Galveston, leaving here at 7:30 a. m., on February 15, on the special free train, which will be provided by the citizens of Galveston.

Adopted by the following vote:

Yeas—15.

Atlee.	Miller.
Burns.	Morriss.
Dibrell.	Ross.
Gough.	Sebastian.
James.	Stafford.
Kerr.	Turney.
Linn.	Wayland.
McGee.	

Nays—10.

Davidson.	Odell.
Greer.	Patterson.
Grinnan.	Potter.
Johnson.	Terrell.
Lloyd.	Yantis.

Absent.

Stone.

Absent—Excused.

Goss.	Neal.
Hanger.	Yett.
Lewis.	

Senator Yantis moved to adjourn to Monday next at 10 a. m.

Senator Dibrell moved to adjourn to tomorrow, 10 a. m.

The Senate adjourned to Monday, 10 a. m.

TWENTY-FIFTH DAY.

Senate Chamber,
Austin, Texas, Monday, Feb. 13, 1899.
Senate met pursuant to adjournment.

President pro tem. Stafford in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Atlee.	Neal.
Burns.	Odell.
Davidson.	Patterson.
Dibrell.	Potter.
Gough.	Ross.
Grinnan.	Sebastian.
Kerr.	Stafford.
Lloyd.	Terrell.
McGee.	Turney.
Miller.	Yantis.
Morriss.	Yett.

Absent.

Greer.	Linn.
James.	Stone.
Johnson.	Wayland.

Absent—Excused.

Goss.	Lewis.
Hanger.	

Prayer by the Chaplain, Rev. Dr. Denison.

Pending the reading of the Journal of Friday,

Senator Patterson moved to dispense with the same.

Lost.

Pending further reading, Senator Miller moved to dispense with the further reading of the same.

Ruled out of order.

Senator Turney made the point of order that the motion was in order inasmuch as the Secretary had proceeded with the reading.

Overruled.

Pending further reading, Senator Dibrell moved to reconsider the vote by which the Senate refused to dispense with the reading of the Journal.

Reconsidered, and on motion of Senator Dibrell further reading was dispensed with.

EXCUSED.

On motion of Senator Morriss, Senator James was excused for today on account of important business.

On motion of Senator Lloyd, Journal Clerk W. B. O'Quinn was excused for today and tomorrow on account of sickness in his family.

On motion of Senator Gough, Senator Linn was excused for today and tomorrow on account of important business.

On motion of Senator Miller, Assistant Door-Keeper V. F. Pace was excused for today and tomorrow on account of sickness in his family.

TO RECONSIDER.

Senator Turney entered a motion to reconsider the vote by which the Senate agreed on Friday to go to Galveston.

PETITIONS AND MEMORIALS.

By Senator Potter:

Petition of citizens of Concho county, protesting against the Wright land bill, and complaining of the classification of the lands in said county.

Read, and referred to Committee on Public Lands.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, Feb. 10, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Towns and City Corporations, to whom was referred Senate bill No. 72, being a bill to be entitled "An Act to incorporate the city of Austin; to grant it a new charter, and to fix its boundaries,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that the substitute hereto annexed *do pass*.

MILLER, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

Senate bill No. 137, being a bill to be entitled "An Act to amend Article 5172, of the Revised Civil Statutes of the State of Texas, relating to commissions of tax collectors,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

DIBRELL, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

House bill No. 353, being a bill to be entitled "An Act to provide for the removal of the remains of the late lamented W. A. A. Wallace, familiarly known as 'Big Foot' Wallace, familiarly known as and for their interment in the State cemetery at Austin, and making the necessary appropriation therefor,"

Have had the same under considera-

tion, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

DIBRELL, Chairman.

Committee Room,
Austin, Texas, Feb. 13, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

Senate bill No. 155, being a bill to be entitled "An Act authorizing the Governor to have underpinned, repaired and anchored the administration and ward buildings of the Southwestern Insane Asylum, and making an appropriation therefor,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*, and that said bill be not printed.

DIBRELL, Chairman.

Committee Room,
Austin, Texas, Feb. 10, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Public Lands, to whom was referred

House bill No. 364, being a bill to be entitled "An Act to create and authorize the appointment of a commission to ascertain and report to the Governor as early as possible, the amount of land surveyed and set apart to the public free schools; the amount of land surveyed and set apart for other purposes, since the adoption of the Constitution, April 18, 1876; the aggregate amount of land belonging to the State of Texas at the time of the adoption of the Constitution, and the amount of land now owned by the State of Texas; defining their duties and powers, providing for their payment, appropriating three thousand five hundred dollars to defray the expenses of the same, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do not pass*, but report the following substitute bill in lieu thereof back with the recommendation that it *do pass* and that said substitute only be printed, as follows:

"An Act empowering the Governor of the State of Texas, together with the Commissioner of the General Land Office of said State, to employ four additional clerks, or so many thereof as may be necessary, to tabulate the account in the General Land Office between the State of Texas and the permanent school fund, and providing for the ascertainment of

the amount of public domain of the State of Texas at the time of the adoption of the Constitution of 1876, and what has been done with same, and showing the present condition of the account between the State of Texas and the permanent school fund growing out of their joint landed interests, and making an appropriation therefor."

POTTER, Chairman.

Committee Room,
Austin, Texas, Feb. 13, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on State Affairs, to whom was referred

Senate bill No. 153, being a bill to be entitled "An Act to amend Section 22, of 'An Act to fix certain civil fees to be charged by certain county and precinct officers, and to fix and limit the compensation of clerks of the district courts, district attorneys, county attorneys, sheriffs, and constables in felony cases, to be paid by the State; and to fix the compensation of assessors and collectors of taxes, and to limit and regulate the compensation of the sheriff, clerk of the county court, county judge, district and county attorney, clerk of the district court, assessor and collector of taxes, justices of the peace and constables, and to prescribe penalties for violation of this act, and to repeal all laws in conflict herewith,' approved June 16, 1897, so as to fix and limit the compensation of the clerks of the district courts for certain services,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

GOUGH, Chairman.

Committee Room,
Austin, Texas, Feb. 13, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills, have carefully examined and compared

Senate bill No. 79, being a bill to be entitled "An Act to amend Section 6, of an act approved May 6, 1897, for the establishment of a public park on the site of the battle field of San Jacinto, and providing for the purchase and condemnation of a sufficient amount of land upon which to establish said park, and making an appropriation therefor, so as to extend the time within which the commissioners may make their final report under the provisions of the act,"

And find the same correctly enrolled,

and have this day, at 11:47 a. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, Feb. 13, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 155, being a bill to be entitled "An Act authorizing the Governor to have underpinned, repaired and anchored the administration and ward buildings of the Southwestern Insane Asylum, and making an appropriation therefor,"

And find the same correctly engrossed.

DAVIDSON, Acting Chairman.

On motion of Senator Miller, Senate bill No. 72 (the Austin charter bill) was ordered *not printed*.

BILLS AND RESOLUTIONS.

By Senator Gough:

Senate bill No. 154, A bill to be entitled "An Act to authorize the Missouri, Kansas & Texas Railway Company of Texas to acquire by purchase or lease the railroad of the Sherman, Shreveport & Southern Railway Company, extending from the city of McKinney, in Collin county, to the city of Jefferson, in Marion county, and any extension thereof from said city of Jefferson to the eastern line of Texas, in the direction of Shreveport, Louisiana, together with the property and franchises pertaining thereto, and to own, operate and maintain the same as part of its line, with the right to extend the same and construct branches therefrom by amendment of its charter under the general laws of the State of Texas, and investing said companies and each of them, with the power to make and execute all necessary contracts, agreements and conveyances to effect such sale or lease; also to authorize the said Sherman, Shreveport & Southern Railway Company before such sale or lease, or the said Missouri, Kansas & Texas Railway Company of Texas after such sale or lease, when the said railway so to be purchased or leased, has been extended from the city of Jefferson to the eastern line of the State of Texas, in the direction of Shreveport, Louisiana, to connect with any railway extending to said city of Shreveport, and to acquire from the owner or owners of such line of railway in the State of Louisiana, by lease, trackage, or running rights agreement, the use of such

line to the said city of Shreveport; and further, to authorize the said Sherman, Shreveport & Southern Railway Company before such sale or lease, or the said Missouri, Kansas & Texas Railway Company of Texas, after such sale or lease, to acquire necessary terminal facilities in the said city of Shreveport."

Read first time, and referred to Committee on Internal Improvements.

By Senator Dibrell:

Senate bill No. 155, A bill to be entitled "An Act authorizing the Governor to have underpinned, repaired and anchored the administration and ward buildings of the Southwestern Insane Asylum, and making an appropriation therefor."

Read first time, and referred to Committee on Finance.

By Senator Potter:

Senate bill No. 156, A bill to be entitled "An Act to authorize railroad companies of the State to accept and exercise the rights and privileges conferred upon them by acts of Congress granting them the right of way for their roads in and through the Indian Territory, without limiting the authority of the laws of Texas over so much of such railroad as may be within the State of Texas."

Read first time, and referred to Committee on Internal Improvements.

By Senator Potter:

Senate bill No. 157, A bill to be entitled "An Act authorizing county judges to issue writs of attachment for the detention and return of minors who have gone beyond the control of their guardians."

Read first time, and referred to Committee on Finance.

By Senator Yett:

Senate bill No. 158, A bill to be entitled "An Act to repeal Title LXXXII, of the Revised Statutes of the State of Texas, and to pass in lieu thereof this act: To license physicians and surgeons, to regulate the practice of medicine and surgery, to punish persons violating the provisions thereof in the State of Texas."

Read first time, and referred to Committee on Public Health.

By Senator Yett:

Senate Joint Resolution No. 4, to amend Article 8, of the Constitution of the State of Texas, by adding to said article an additional section to be numbered Section 20.

Read first time, and referred to Committee on Constitutional Amendments.

By Senator Atlee:

Senate bill No. 159, A bill to be entitled "An Act to amend Article 32, of Chapter 2, Title I, of the Code of Criminal

Procedure of the State of Texas, relating to the duties of county attorneys."

Read first time, and referred to Judiciary Committee No. 2.

Call concluded.

RECOMMENDED.

On motion of Senator Burns, Senate bill No. 72 (the Austin Charter bill) was recommitted to Committee on Towns and City Corporations.

SPECIAL ORDER.

The Chair laid before the Senate special order for this hour,

Senate bill No. 3, A bill to be entitled "An Act to provide for the sale of real estate under mortgage, deed of trust, or other lien, and to provide for the sale of land under execution, and for the appraisal of land sold under mortgage, deed of trust, execution or other lien, and to provide for the right of redemption of real estate within two years from date of sale when sold under execution, mortgage, deed of trust or other lien; and to repeal all laws in conflict herewith," action being on engrossment.

Senator Davidson moved to suspend the regular order and to take up House bill No. 293.

Senator Miller made the point of order that the Senate could not suspend action on a special order without first reconsidering the vote by which special order was made.

Overruled.

Senator Davidson's motion was agreed to, and the Chair laid before the Senate,

House bill No. 293, A bill to be entitled "An Act to make an appropriation to secure a proper defense of the ten suits now pending in the United States Circuit Court for the Western District of Texas, known as the injunction suits against the Railroad Commission of Texas," action being on second reading.

Bill read second time.

(Senator Gough in the Chair.)

Senator Davidson offered the following substitute:

Substitute for House bill No. 293:

A bill to be entitled "An Act to make an appropriation to secure a proper defense of the ten suits now pending in the United States Circuit Court for the Western District of Texas, known as the injunction suits against the Railroad Commission of Texas."

Be it enacted by the Legislature of the State of Texas:

Section 1. That the sums of money hereinafter named be and the same are hereby appropriated, out of any money in the treasury of the State not other-

wise appropriated, to secure a proper defense of the ten suits against the Railroad Commission of Texas, known as the injunction suits, now pending in the Circuit Court of the United States for the Western District of Texas, viz:

1st. To be used by the Attorney-General in the employ and pay of additional counsel to assist in the defense of said suits, and the taking of testimony and the payment of all other expenses that may be necessary and proper until the final determination of said suits, \$12,000.00.

2nd. To enable the Commission to have the necessary investigations made by experts and extra employes for the collection of evidence necessary for the State in these cases, \$1,500.00.

Sec. 2. That warrants shall be drawn upon the treasury of the State by the Comptroller of Public Accounts against said twelve thousand dollar appropriation, upon the presentation to him of accounts approved by the Attorney-General and the Governor of the State; and against said fifteen hundred dollar appropriation warrants shall be drawn on the treasury by the Comptroller upon the presentation to him of accounts approved by the Chairman of the Railroad Commission and the Governor of the State.

Sec. 3. The fact that the questions involved in said suits are of the greatest importance to the people of Texas, and that the time for taking depositions, under the rules and orders of said court, is limited, and begins on the first day of February, A. D. 1899, and the further fact that there is a great mass of litigation now pending in the district and appellate courts, the Supreme Court of this State, the Federal Courts in this State, and the Supreme Court of the United States, to which this State is a party, and which demand the immediate attention of the Attorney-General, so that it is impossible for the small force in that office without immediate and able assistance, to give to these ten important suits the attention they deserve, it is therefore declared that an imperative public necessity exists for the immediate passage and taking effect of this act.

Sec. 4. Be it therefore enacted that the constitutional rule, requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage.

The substitute was adopted.

Pending further consideration, Senator Yett moved to reconsider the vote by which Senate bill No. 72 was recommitted.

Senator Burns made the point of order

that such a motion could not be considered while there was pending business.

Sustained.

Resuming consideration of House bill No. 293 (see caption above).

By Senator Miller:

"Amend by adding after Section 3, the following: 'In the event said suit is compromised within ten days from the passage of this bill this appropriation shall not be used.'"

Lost by the following vote:

Yeas—7.

Grinnan.	Miller.
Johnson.	Patterson.
Kerr.	Sebastian.
Lloyd.	

Nays—14.

Atlee.	Odell.
Burns.	Potter.
Davidson.	Ross.
Dibrell.	Stafford.
Gough.	Terrell.
Morriss.	Turney.
Neal.	Yett.

Absent.

Greer.	Stone.
McGee.	Yantis.

Absent—Excused.

Goss.	James.
Linn.	Lewis.
Hanger.	Wayland.

By Senator Atlee:

"Add to Section 2, 'the balance of the sum hereby appropriated remaining after settlement of the litigation referred to herein shall be, upon settlement thereof, conveyed back into the State treasury.'"

Adopted.

Bill as amended passed to a third reading.

Senator Turney moved to suspend the constitutional rule requiring bills to be read on three several days, and that the bill be placed on its third reading and final passage.

The Senate refused to suspend by the following vote, it requiring a four-fifths vote:

Yeas—16.

Atlee.	Odell.
Burns.	Potter.
Davidson.	Ross.
Dibrell.	Sebastian.
Gough.	Stafford.
Lloyd.	Terrell.
Morriss.	Turney.
Neal.	Yett.

Nays—5.

Grinnan. Miller.
Johnson. Patterson.
Kerr.

Absent.

Greer. Stone.
McGee. Yantis.

Absent—Excused.

Goss. Lewis.
Hanger. Linn.
James. Wayland.

"I vote 'no' because I do not believe this appropriation should be made except upon condition that it shall not be used unless the compromise now pending fails to go through.

"MILLER."

(President pro tem. Stafford in the chair.)

On motion of Senator Sebastian the regular order was suspended and the Chair laid before the Senate,

Senate bill No. 112, A bill to be entitled "An Act granting a pension to Hardy W. B. Price, a San Jacinto veteran, action being on engrossment.

The committee amendment, to wit:

"Amend the bill by adding after the word 'enacted' the words 'by the Legislature of the State of Texas,' " was adopted.

Bill as amended ordered engrossed.

REGULAR ORDER.

The Chair laid before the Senate,
Senate bill No. 3, (see caption above.)

On motion of Senator Dibrell the regular order was suspended and the Chair laid before the Senate,

Senate bill No. 155, A bill to be entitled "An Act authorizing the Governor to have underpinned, repaired and anchored the administration and ward buildings of the Southwestern Insane Asylum, and making an appropriation therefor," action being on engrossment.

On motion of Senator Dibrell, the constitutional rule was suspended and the bill placed on its second reading by the following vote:

Yeas—20.

Atlee. Morriss.
Burns. Neal.
Davidson. Odell.
Dibrell. Potter.
Gough. Ross.
Grinnan. Sebastian.
Johnson. Stafford.
Kerr. Terrell.
Lloyd. Turney.
Miller. Yantis.

Nays—1.

Patterson.

Absent.

Greer. Stone.
McGee.

Absent—Excused.

Goss. Linn.
Hanger. Wayland.
James. Yett.
Lewis.

Bill read second time and ordered engrossed.

On motion of Senator Dibrell, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—21.

Atlee. Neal.
Burns. Odell.
Dibrell. Patterson.
Gough. Potter.
Grinnan. Ross.
Johnson. Sebastian.
Kerr. Stafford.
Lloyd. Terrell.
McGee. Turney.
Miller. Yantis.
Morriss.

Absent.

Greer. Stone.

Absent—Excused.

Goss. Lewis.
Hanger. Linn.
James. Wayland.

Bill read third time, and passed by the following vote:

Yeas—22.

Atlee. Neal.
Burns. Odell.
Davidson. Patterson.
Dibrell. Potter.
Gough. Ross.
Johnson. Sebastian.
Kerr. Stafford.
Lloyd. Terrell.
McGee. Turney.
Miller. Yantis.
Morriss. Yett.

Nays—1.

Grinnan.

Absent.

Greer. Stone.

Absent—Excused.

Goss. Lewis.
Hanger. Linn.
James. Wayland.

BILL SIGNED.

The Chair signed in the presence of the Senate, after its caption had been read, Senate bill No. 79, A bill to be entitled "An Act to amend Section 6 of an act approved May 6, 1897, for the establishment of a public park on the site of the battle field of San Jacinto, and providing for the purchase and condemnation of a sufficient amount of land upon which to establish said park, and making an appropriation therefor, so as to extend the time within which the commissioners may make their final report under the provisions of the act."

Senator Miller moved to reconsider the vote by which the Senate refused to suspend the constitutional rule on the final passage of House bill No. 293 (see caption above).

Reconsidered, and

On motion of Senator Davidson, the constitutional rule requiring bills to be read on three several days was suspended and the bill put upon its third reading and final passage by the following vote:

Yeas—21.

Atlee.	Odell.
Burns.	Patterson.
Davidson.	Potter.
Dibrell.	Ross.
Gough.	Sebastian.
Johnson.	Stafford.
Lloyd.	Terrell.
McGee.	Turney.
Miller.	Yantis.
Morriss.	Yett.
Neal.	

Nays—2.

Grinnan.	Kerr.
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Absent.

Greer.	Stone.
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Absent—Excused.

Goss.	Lewis.
Hanger.	Linn.
James.	Wayland.

Bill read third time, and passed by the following vote:

Yeas—21.

Atlee.	Neal.
Burns.	Odell.
Davidson.	Potter.
Dibrell.	Ross.
Gough.	Sebastian.
Johnson.	Stafford.
Kerr.	Terrell.
Lloyd.	Turney.
McGee.	Yantis.
Miller.	Yett.
Morriss.	

Nays—2.

Grinnan.	Patterson.
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Absent.

Greer.	Stone.
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Absent—Excused.

Goss.	Lewis.
Hanger.	Linn.
James.	Wayland.

Senator Terrell moved to reconsider the vote by which the bill passed and lay that motion on the table.

Tabled.

REGULAR ORDER.

The Chair laid before the Senate, Senate bill No. 3 (see caption above). (Senator Lloyd in the chair.)

Senator Miller moved to substitute the minority for the majority report. (The majority report of the committee being unfavorable and the minority report being favorable.)

(President pro tem. Stafford in the chair.)

Lost by the following vote:

Yeas—11.

Gough.	Lloyd.
Grinnan.	Odell.
Johnson.	Terrell.
McGee.	Yantis.
Miller.	Yett.
Morriss.	

Nays—12.

Atlee.	Patterson.
Burns.	Potter.
Davidson.	Ross.
Dibrell.	Sebastian.
Kerr.	Stafford.
Neal.	Turney.

Absent.

Greer.	Stone.
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Absent—Excused.

Goss.	Lewis.
Hanger.	Linn.
James.	Wayland.

The Chair laid before the Senate, Senate bill No. 47, A bill to be entitled "An Act to create and maintain a more efficient public road system for Cass county," action being on final passage.

On motion of Senator Neal the regular order was suspended and the Chair laid before the Senate,

Senate bill No. 131, A bill to be entitled "An Act to amend Articles 3235, 3236 and 3240, of the Revised Civil Statutes of the State of Texas of 1895, relating to the preference lien granted to landlords for rents, supplies, advances, etc.," action going on engrossment.

Bill read second time and ordered engrossed.

MOTION CALLED UP.

Senator Gough called up the motion of Senator Turney to reconsider the vote by which the Senate on last Friday agreed to visit Galveston, and moved to table the motion to reconsider.

The Senate refused to table by the following vote:

Yeas—11.

Burns.	Morriss.
Gough.	Neal.
Johnson.	Ross.
Kerr.	Sebastian.
Lloyd.	Stafford.
Miller.	

Nays—12.

Atlee.	Patterson.
Davidson.	Potter.
Dibrell.	Terrell.
Grinnan.	Turney.
McGee.	Yantis.
Odell.	Yett.

Absent.

Greer.	Stone.
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Absent—Excused.

Goss.	Lewis.
Hanger.	Linn.
James.	Wayland.

Question recurring on the motion to reconsider, the same was reconsidered by the following vote:

Yeas—12.

Atlee.	Patterson.
Davidson.	Potter.
Dibrell.	Terrell.
Grinnan.	Turney.
Lloyd.	Yantis.
Odell.	Yett.

Nays—11.

Burns.	Morriss.
Gough.	Neal.
Johnson.	Ross.
Kerr.	Sebastian.
McGee.	Stafford.
Miller.	

Absent.

Greer.	Stone.
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Absent—Excused.

Goss.	Lewis.
Hanger.	Linn.
James.	Wayland.

Question recurring on the adoption of the following original resolution offered by Senator Linn last Friday,

Be it resolved, That the Senate do, when it adjourns Tuesday, February 14,

adjourn to Friday morning, February 17, so that the members of this body may avail themselves of the invitation extended by the citizens of Galveston, leaving here at 7:30 a. m., on February 15, on the special free train, which will be provided by the citizens of Galveston,

The same was
Adopted.

Senator Dibrell moved to reconsider the vote by which the Senate refused to substitute the minority for the majority report on Senate bill No. 3, and to lay that motion on the table.

Lost by the following vote:

Yeas—11.

Atlee.	Patterson.
Burns.	Potter.
Davidson.	Ross.
Dibrell.	Stafford.
Kerr.	Turney.
Neal.	

Nays—12.

Gough.	Morriss.
Grinnan.	Odell.
Johnson.	Sebastian.
Lloyd.	Terrell.
McGee.	Yantis.
Miller.	Yett.

Absent.

Greer.	Stone.
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Absent—Excused.

Goss.	Lewis.
Hanger.	Linn.
James.	Wayland.

Question recurring on the motion to reconsider, the motion was lost by the following vote:

Yeas—10.

Gough.	Miller.
Grinnan.	Morriss.
Johnson.	Odell.
Lloyd.	Terrell.
McGee.	Yantis.

Nays—12.

Atlee.	Patterson.
Burns.	Potter.
Davidson.	Ross.
Dibrell.	Sebastian.
Kerr.	Stafford.
Neal.	Turney.

Absent.

Stone.

Absent—Excused.

Goss.	Lewis.
Greer.	Linn.
Hanger.	Wayland.
James.	

HOUSE MESSAGE.

The following House message was received:

Hall of the House of Representatives,
Austin, Texas, Feb. 10, 1899.

To Hon. J. N. Browning, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bill:

House bill No. 352, A bill to be entitled "An Act to create a commission to frame and report a complete system of laws for the assessment, collection and accounting of taxes and public revenues in the State, to provide the duties and compensation of said commission, the methods of its work, the period of its service and the submission of a report of its labors to the Legislature, and to make an appropriation to defray the expenses of the same (with engrossed rider)."

LEE J. ROUNTREE,

Chief Clerk House of Representatives.

IN THE SENATE.

The above House bill No. 352 was referred by the Chair to Judiciary Committee No. 1.

Private Secretary Cravens was announced from the Governor, and the Chair laid before the Senate the following

EXECUTIVE MESSAGE.

To the Senate and House of Representatives:

I have just been advised that a fire occurred in the penitentiary at Huntsville, Texas, this morning at 6 o'clock, the cell and administration buildings being destroyed. There was neither loss of life nor escape of prisoners.

The members of the Penitentiary Board have been directed by me to proceed immediately to Huntsville and make inquiry into the matter and to report as soon as practicable the loss sustained, with recommendations as to what should be done.

Upon receipt of the report of the Board, I will further communicate with you upon the subject.

JOSEPH D. SAYERS,
Governor.

On motion of Senator Morriss, the Senate adjourned until 10 o'clock tomorrow morning.

TWENTY-SIXTH DAY.

Senate Chamber,

Austin, Texas, Tuesday, Feb. 14, 1899.

Senate met pursuant to adjournment. President pro tem. Stafford in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Atlee.	Neal.
Burns.	Odell.
Davidson.	Patterson.
Dibrell.	Potter.
Gough.	Ross.
Grinnan.	Sebastian.
James.	Stafford.
Johnson.	Stone.
Kerr.	Terrell.
Lloyd.	Turney.
McGee.	Wayland.
Miller.	Yantis.
Morriss.	Yett.

Absent.

Greer.

Absent—Excused.

Goss.
Hanger.

Lewis.
Linn.

Prayer by the Chaplain, Rev. Dr. Denison.

Pending the reading of the Journal of yesterday,

On motion of Senator McGee, the same was dispensed with.

EXCUSED.

On motion of Senator Ross, Senator Greer was excused for non-attendance upon yesterday and today, on account of important business.

On motion of Senator Neal, Senator Wayland was excused for non-attendance on yesterday, on account of important business.

PETITIONS AND MEMORIALS.

By Senator McGee:

Petition from citizens of Harrison county protesting against the "passage of any medical bill which aims to limit or control freedom of selection and the individual right to have any kind of practitioner desired."

Read, and referred to Committee on Public Health.

By Senator Neal:

Petition from the citizens of Walker county, asking the Legislature to make an appropriation to build a monument over the grave of Gen. Sam Houston.

Read, and referred to the Committee on Finance.